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FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 00/00/2006

To: General Counsel

Attn: Julie Thomas
Deputy General Counsel, NSLB

[COUNTERTERRORISM/
COUNTERINTELLIGENCE/CYBER]

Attn: [UNIT]

[REQUESTING OFFICE]

Attn: SSA [SQUAD SUPERVISOR]
SA [CASE AGENT]

[OFFICE OF ORIGIN]

Attn: SA [CASE AGENT]
[Squad] [X]

[DELIVERING DIVISION]

Attn: SSA [SQUAD SUPERVISOR]
[Squad] [X]

From: [DRAFTING DIVISION]

[APPROVING OFFICIAL]

Contact: [CASE AGENT, telephone number (000) 000-0000]

Approved By: [ADIC NAME (IF APPLICABLE)]
[SAC NAME]
[ASAC NAME]
[CDC NAME]
[SSA NAME]

(U)

Drafted By: [LAST FIRST MIDDLE NAME: INITIALS]

Case ID #: ~~(S)~~ [CASE FILE NUMBER] (Pending)

(U)

Title: ~~(S)~~ [SUBJECT]
[A.K.A.] [ALIAS (IF APPLICABLE)]
[IT/FCI - FOREIGN POWER]
OO: [OFFICE OF ORIGIN]

Synopsis: (U) Approves the issuance of an FCRA Section 1681u(a) National Security Letter (NSL) for financial institution listings; provides reporting data; and transmits the NSL for delivery to the consumer reporting agency.

(U)

~~(S)~~ Derived From: ~~(S)~~ G-3

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To: [DELIVERING DIVISION] From: [DRAFTING DIVISION]
(U) Re: ~~(S)~~ [CASE FILE NUMBER, 00/00/2005]

Declassify On: [10 Years from Date of EC]

(U) FULL/PRELIMINARY Investigation Instituted: 00/00/2005

(U) Reference: ~~(S)~~ [CASE FILE NUMBER Serial XXX]

Enclosure(s): (U) Enclosed for [DELIVERING DIVISION] is an NSL dated [00/00/2006], addressed to [COMPANY POC NAME], [TITLE (if available)], [COMPANY NAME], [COMPANY ADDRESS - NO P.O. BOX], [CITY, STATE - NO ZIP CODE if using personal service], requesting the names and addresses of financial institutions at which the listed consumer maintains or has maintained an account.

(U) Details: ~~(S)~~ A [FULL/PRELIMINARY] [FOREIGN COUNTERINTELLIGENCE/INTERNATIONAL TERRORISM] investigation of subject, a [U.S. PERSON/NON-U.S. PERSON], was authorized in accordance with the Attorney General Guidelines because [GIVE A FULL EXPLANATION OF THE JUSTIFICATION FOR OPENING AND MAINTAINING THE INVESTIGATION ON THE SUBJECT; BAREBONES FACTS WILL NOT SUFFICE AND WILL CAUSE THE REQUEST TO BE REJECTED FOR LEGAL INSUFFICIENCY]. This financial institution information is being requested to [FULLY STATE THE RELEVANCE OF THE REQUESTED RECORDS TO THE INVESTIGATION].

(U) This electronic communication documents the [APPROVING OFFICIAL's] approval and certification of the enclosed NSL. For mandatory reporting purposes, the enclosed NSL seeks the financial institution listings for [NUMBER OF] individual(s) from [CONSUMER REPORTING AGENCY A]; [NUMBER OF] individual(s) from [CONSUMER REPORTING AGENCY B], etc. [If you know how many credit report consumers are USPs, please state.]

(U) The enclosed NSL will be personally delivered by [DELIVERING DIVISION].

(U) Arrangements should be made with the consumer reporting agency to provide the records [personally to an employee of the DELIVERING DIVISION] within [NUMBER OF] business days of receipt of this request. The consumer reporting agency should neither send the records through routine mail delivery nor utilize the name of the subject of the request in any telephone calls to the FBI.

(U) Information received from a consumer reporting agency may not be disseminated outside the FBI, except to other Federal agencies in accordance with the Attorney General Guidelines for FBI National Security Investigations and Foreign Intelligence Collection and only as may be necessary for the

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(U) To: [DELIVERING DIVISION] From: [DRAFTING DIVISION]
Re: ~~(S)~~ [CASE FILE NUMBER, 00/00/2005]

conduct of a foreign counterintelligence investigation, or where the information concerns a person subject to the Uniform Code of Military Justice, to appropriate authorities within the military department concerned as may be necessary for the conduct of a joint foreign counterintelligence investigation.

(U) Any questions regarding the above can be directed to [CASE AGENT, telephone number (000) 000-0000].

NONDISCLOSURE PROVISION [NEW REQUIREMENT]

[Certification and Activation of the Nondisclosure Requirement: There is no longer an automatic prohibition that prevents the recipient of a National Security Letter from disclosing that the FBI has requested the information. To activate the nondisclosure requirement, the senior FBI official approving this EC must use Option 1 below and include in the EC (but not in the NSL) a brief statement of facts that justify the nondisclosure requirement. Option 2 is to be used in all cases where Option 1 is not used.]

[Option 1 - Invoking nondisclosure requirement]

(U) In accordance with 15 U.S.C. § 1681u(d) I, the senior official approving this EC, certify that a disclosure of the fact that the FBI has sought or obtained access to the information sought by this letter may endanger the national security of the United States, interfere with a criminal, counterterrorism, or counterintelligence investigation, interfere with diplomatic relations, or endanger the life or physical safety of a person.

(U) ~~(S)~~ Brief statement of the facts justifying my certification in this case:

OR

[Option 2 - Declining to invoke the nondisclosure requirement]

(U) I, the senior official approving this EC, have determined that the facts of this case do not warrant activation of the nondisclosure requirements under the applicable National Security Letter statute.

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To: [DELIVERING DIVISION]

From: [DRAFTING DIVISION]

Re: ~~(S)~~ [CASE FILE NUMBER, 00/00/2005]

(U)

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~~SECRET~~

To: [DELIVERING DIVISION] From: [DRAFTING DIVISION]
(U) Re: ~~(S)~~ [CASE FILE NUMBER, 00/00/2005]

LEAD(s):

Set Lead 1: (Action)

GENERAL COUNSEL

AT WASHINGTON, DC

(U) NSLB is requested to record the appropriate information needed to fulfill the Congressional reporting requirements for NSLs.

Set Lead 2: (Info)

[COUNTERTERRORISM/COUNTERINTELLIGENCE/CYBER]

AT WASHINGTON, DC

(U) At [Unit] Read and Clear

Set Lead 3: (Action)

[DELIVERING OFFICE]

[AT CITY, STATE]

(U) Deliver the attached NSL as indicated above. Upon receipt of information from the credit reporting company, [DELIVERING DIVISION] is requested to submit results to [DRAFTING DIVISION] and [OFFICE OF ORIGIN, if applicable].

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[DRAFTING DIVISION]
[STREET ADDRESS]
[CITY, STATE, ZIP CODE]
[MONTH, DAY, YEAR]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 06-07-2007 BY 65179 DMH/KSR/JH

[MR./MRS./MS.] [COMPLETE NAME OF POC]
[TITLE, IF AVAILABLE]
[NAME OF COMPANY]
[PHYSICAL STREET ADDRESS - NO P.O. BOX]
[CITY, STATE - NO ZIP CODE]

DEAR [MR./MRS./MS.] [LAST NAME]:

Under the authority of Executive Order 12333, dated December 4, 1981, and pursuant to Title 15, United States Code (U.S.C.), Section 1681u(a) (the Fair Credit Reporting Act, as amended), you are hereby directed to provide the Federal Bureau of Investigation (FBI) the names and addresses of all financial institutions (as defined in Title 12, U.S.C., Section 3401) at which the below-named consumer(s) maintains or has maintained an account:

NAME(S):

ADDRESS(ES): [if available]

DATE(S) OF BIRTH: [if available]

SOCIAL SECURITY NUMBER(S): [if available]

In accordance with Title 15, U.S.C., Section 1681u(a), I certify that such information is sought for the conduct of an authorized investigation to protect against clandestine intelligence activities, and that such an investigation of a United States person is not conducted solely on the basis of activities protected by the First Amendment to the Constitution of the United States.

[MR./MRS./MS.] [COMPLETE NAME]

[Certification: The nondisclosure requirement is not an automatic feature of the NSL. If the supporting EC for this NSL included Option 1 (Invoking the Nondisclosure Requirement), then include the language in the following 3 paragraphs in the NSL.]

In accordance with 15 U.S.C. § 1681u(d)(1), I certify that a disclosure of the fact that the FBI has sought or obtained access to the information sought by this letter may endanger the national security of the United States, interfere with a criminal, counterterrorism, or counterintelligence investigation, interfere with diplomatic relations, or endanger the life or physical safety of a person. Accordingly, 15 U.S.C. § 1681u(d)(1) and (3) prohibits you, or any officer, employee, or agent of yours, from disclosing this letter, other than to those to whom disclosure is necessary to comply with the letter or to an attorney to obtain legal advice or legal assistance with respect to this letter.

In accordance with 15 U.S.C. § 1681u(d)(3), you are directed to notify any persons to whom you have disclosed this letter that they are also subject to the nondisclosure requirement and are therefore also prohibited from disclosing the letter to anyone else.

In accordance with 15 U.S.C. § 1681u(d)(4), if the FBI asks for the information, you should identify any person to whom such disclosure has been made or to whom such disclosure will be made. In no instance will you be required to identify any attorney to whom disclosure was made or will be made in order to obtain legal advice or legal assistance with respect to this letter.

[Include the following language in all NSLs.]

In accordance with 18 U.S.C. § 3511(a) and (b)(1), you have a right to challenge this letter if compliance would be unreasonable, oppressive, or otherwise unlawful and the right to challenge the nondisclosure requirement set forth above.

In accordance with 18 U.S.C. § 3511(c), an unlawful failure to comply with this letter, including any nondisclosure requirement, may result in the United States bringing an enforcement action.

[MR./MRS./MS.] [COMPLETE NAME]

You are directed to provide records responsive to this letter [personally to a representative of the [DELIVERING DIVISION] OR through use of a delivery service to [OFFICE OF ORIGIN] OR through secure fax] within [xxxx] business days of receipt of this letter.

Any questions you have regarding this letter should be directed only to the [[DELIVERING DIVISION] OR [OFFICE OF ORIGIN],_depending on whether service is personal or through a delivery service]. Due to security considerations, you should neither send the records through routine mail service nor non-secure fax, nor disclose the substance of this letter in any telephone conversation.

Your cooperation in this matter is greatly appreciated.

Sincerely yours,

[ADIC/SAC NAME]

[ASSISTANT DIRECTOR IN

SPECIAL AGENT IN CHARGE]

CHARGE/

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FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 00/00/2006

To: General Counsel

Attn: Julie Thomas
Deputy General Counsel, NSLB

[COUNTERTERRORISM/
COUNTERINTELLIGENCE/CYBER]

Attn: [UNIT]

[REQUESTING OFFICE]

Attn: SSA [SQUAD SUPERVISOR]
SA [CASE AGENT]

[OFFICE OF ORIGIN]

Attn: SA [CASE AGENT]
[Squad] [X]

[DELIVERING DIVISION]

Attn: SSA [SQUAD SUPERVISOR]
[Squad] [X]

From: [DRAFTING DIVISION]

[APPROVING OFFICIAL]

Contact: [CASE AGENT, telephone number (000) 000-0000]

Approved By: [ADIC NAME (IF APPLICABLE)]

[SAC NAME]
[ASAC NAME]
[CDC NAME]
[SSA NAME]

DECLASSIFIED BY 65179 DMH/KSR/JW
ON 06-07-2007

(U) Drafted By: [LAST FIRST MIDDLE NAME: INITIALS]

Case ID #: ~~(S)~~ [CASE FILE NUMBER] (Pending)

(U) Title: ~~(S)~~ [SUBJECT]
[A.K.A.] [ALIAS (IF APPLICABLE)]
[IT/FCI - FOREIGN POWER]
OO: [OFFICE OF ORIGIN]

Synopsis: (U) Approves the issuance of an FCRA Section 1681u(b) National Security Letter (NSL) for consumer identifying information; provides reporting data; and transmits the NSL for delivery to the consumer reporting agency.

(U) ~~(S)~~ Derived From: ~~G-3~~
Declassify On: [10 Years from Date of EC]

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(U) To: [DELIVERING DIVISION] From: [DRAFTING DIVISION]
Re: ~~(S)~~ [CASE FILE NUMBER, 00/00/2005]

(U) FULL/PRELIMINARY Investigation Instituted: 00/00/2005

(U) Reference: ~~(S)~~ [CASE FILE NUMBER Serial XXX]

Enclosure(s): (U) Enclosed for [DELIVERING DIVISION] is an NSL dated [00/00/2006], addressed to [COMPANY POC NAME], [TITLE (if available)], [COMPANY NAME], [COMPANY ADDRESS - NO P.O. BOX], [CITY, STATE - NO ZIP CODE if using personal service], requesting consumer identifying information relating to the consumer listed.

(U) Details: ~~(S)~~ A [FULL/PRELIMINARY] [FOREIGN COUNTERINTELLIGENCE/INTERNATIONAL TERRORISM] investigation of subject, a [U.S. PERSON/NON-U.S. PERSON], was authorized in accordance with the Attorney General Guidelines because [GIVE A FULL EXPLANATION OF THE JUSTIFICATION FOR OPENING AND MAINTAINING THE INVESTIGATION ON THE SUBJECT; BAREBONES FACTS WILL NOT SUFFICE AND WILL CAUSE THE REQUEST TO BE REJECTED FOR LEGAL INSUFFICIENCY]. This consumer identifying information is being requested to [FULLY STATE THE RELEVANCE OF THE REQUESTED RECORDS TO THE INVESTIGATION].

(U) This electronic communication documents the [APPROVING OFFICIAL'S] approval and certification of the enclosed NSL. For mandatory reporting purposes, the enclosed NSL seeks consumer identifying information for [NUMBER OF] individual(s) from [CONSUMER REPORTING AGENCY A]; [NUMBER OF] individual(s) from [CONSUMER REPORTING AGENCY B]; etc. [If you know how many credit report consumers are USPs, please state.]

(U) The enclosed NSL will be personally delivered by [DELIVERING DIVISION].

(U) Arrangements should be made with the consumer reporting agency to provide the records [personally to an employee of the DELIVERING DIVISION] within [NUMBER OF] business days of receipt of this request. The consumer reporting agency should neither send the records through routine mail service nor utilize the name of the subject of the request in any telephone calls to the FBI.

(U) Information received from a consumer reporting agency may not be disseminated outside the FBI, except to other Federal agencies in accordance with the Attorney General Guidelines for FBI National Security Investigations and Foreign Intelligence Collection and only as may be necessary for the conduct of a foreign counterintelligence investigation, or where the information concerns a person subject to the Uniform Code of

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To: [DELIVERING DIVISION] From: [DRAFTING DIVISION]
(U) Re: ~~(S)~~ [CASE FILE NUMBER, 00/00/2005]

Military Justice, to appropriate authorities within the military department concerned as may be necessary for the conduct of a joint foreign counterintelligence investigation

(U) Any questions regarding the above can be directed to the [CASE AGENT, telephone number (000) 000-0000].

NONDISCLOSURE PROVISION [NEW REQUIREMENT]

[Certification and Activation of the Nondisclosure Requirement: There is no longer an automatic prohibition that prevents the recipient of a National Security Letter from disclosing that the FBI has requested the information. To activate the nondisclosure requirement, the senior FBI official approving this EC must use Option 1 below and include in the EC (but not in the NSL) a brief statement of facts that justify the nondisclosure requirement. Option 2 is to be used in all cases where Option 1 is not used.]

[Option 1 - Invoking nondisclosure requirement]

(U) In accordance with 15 U.S.C. § 1681u(d) I, the senior official approving this EC, certify that a disclosure of the fact that the FBI has sought or obtained access to the information sought by this letter may endanger the national security of the United States, interfere with a criminal, counterterrorism, or counterintelligence investigation, interfere with diplomatic relations, or endanger the life or physical safety of a person.

(U) ~~(S)~~ Brief statement of the facts justifying my certification in this case:

OR

[Option 2 - Declining to invoke the nondisclosure requirement]

(U) I, the senior official approving this EC, have determined that the facts of this case do not warrant activation of the nondisclosure requirements under the applicable National Security Letter statute.

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~~SECRET~~

To: [DELIVERING DIVISION] From: [DRAFTING DIVISION]
Re: ~~(S)~~ [CASE FILE NUMBER, 00/00/2005]

(U)

LEAD(s):

Set Lead 1: (Action)

GENERAL COUNSEL

AT WASHINGTON, DC

(U) NSLB is requested to record the appropriate information needed to fulfill the Congressional reporting requirements for NSLs.

Set Lead 2: (Info)

[COUNTERTERRORISM/COUNTERINTELLIGENCE/CYBER]

AT WASHINGTON, DC

(U) At [Unit] Read and Clear

Set Lead 3: (Action)

[DELIVERING OFFICE]

[AT CITY, STATE]

(U) Deliver the attached NSL as indicated above. Upon receipt of information from the consumer reporting agency, [DELIVERING DIVISION] is requested to submit results to [DRAFTING DIVISION] and [OFFICE OF ORIGIN, if applicable].

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~~SECRET~~

[DRAFTING DIVISION]
[STREET ADDRESS]
[CITY, STATE, ZIP CODE]
[MONTH, DAY, YEAR]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 06-07-2007 BY 65179 DMH/KSR/JU

[MR./MRS./MS.] [COMPLETE NAME OF POC]
[TITLE, IF AVAILABLE]
[NAME OF COMPANY]
[PHYSICAL STREET ADDRESS - NO P.O. BOX]
[CITY, STATE - NO ZIP CODE]

DEAR [MR./MRS./MS.] [LAST NAME]:

Under the authority of Executive Order 12333, dated December 4, 1981, and pursuant to Title 15, United States Code (U.S.C.), Section 1681u(b) (the Fair Credit Reporting Act, as amended), you are hereby directed to provide the Federal Bureau of Investigation (FBI) the names, address, former addresses, places of employment, or former places of employment of the below-named consumer(s):

NAME(S):

ADDRESS(ES): [if available]

DATE(S) OF BIRTH: [if available]

SOCIAL SECURITY NUMBER(S): [if available]

In accordance with Title 15, U.S.C., Section 1681u(a), I certify that such information is sought for the conduct of an authorized investigation to protect against clandestine intelligence activities, and that such an investigation of a United States person is not conducted solely on the basis of activities protected by the First Amendment to the Constitution of the United States.

[MR./MRS./MS.] [COMPLETE NAME]

[Certification: The nondisclosure requirement is not an automatic feature of the NSL. If the supporting EC for this NSL included Option 1 (Invoking the Nondisclosure Requirement), then include the language in the following 3 paragraphs in the NSL.]

In accordance with 15 U.S.C. § 1681u(d)(1), I certify that a disclosure of the fact that the FBI has sought or obtained access to the information sought by this letter may endanger the national security of the United States, interfere with a criminal, counterterrorism, or counterintelligence investigation, interfere with diplomatic relations, or endanger the life or physical safety of a person. Accordingly, 15 U.S.C. § 1681u(d)(1) and (3) prohibits you, or any officer, employee, or agent of yours, from disclosing this letter, other than to those to whom disclosure is necessary to comply with the letter or to an attorney to obtain legal advice or legal assistance with respect to this letter.

In accordance with 15 U.S.C. § 1681u(d)(3), you are directed to notify any persons to whom you have disclosed this letter that they are also subject to the nondisclosure requirement and are therefore also prohibited from disclosing the letter to anyone else.

In accordance with 15 U.S.C. § 1681u(d)(4), if the FBI asks for the information, you should identify any person to whom such disclosure has been made or to whom such disclosure will be made. In no instance will you be required to identify any attorney to whom disclosure was made or will be made in order to obtain legal advice or legal assistance with respect to this letter.

[Include the following language in all NSLs.]

In accordance with 18 U.S.C. § 3511(a) and (b)(1), you have a right to challenge this letter if compliance would be unreasonable, oppressive, or otherwise unlawful and the right to challenge the nondisclosure requirement set forth above.

In accordance with 18 U.S.C. § 3511(c), an unlawful failure to comply with this letter, including any nondisclosure requirement, may result in the United States bringing an enforcement action.

[MR./MRS./MS.] [COMPLETE NAME]

You are directed to provide records responsive to this letter [personally to a representative of the [DELIVERING DIVISION] OR through use of a delivery service to [OFFICE OF ORIGIN] OR through secure fax] within [xxxx] business days of receipt of this letter.

Any questions you have regarding this letter should be directed only to the [[DELIVERING DIVISION] OR [OFFICE OF ORIGIN],_depending on whether service is personal or through a delivery service]. Due to security considerations, you should neither send the records through routine mail service nor non-secure fax, nor disclose the substance of this letter in any telephone conversation.

Your cooperation in this matter is greatly appreciated.

Sincerely yours,

[ADIC/SAC NAME]
[ASSISTANT DIRECTOR IN
SPECIAL AGENT IN CHARGE]

CHARGE/

~~SECRET~~

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 00/00/2006

To: General Counsel

Attn: Julie Thomas
Deputy General Counsel, NSLB

[COUNTERTERRORISM]

Attn: [UNIT]

[REQUESTING OFFICE]

Attn: SSA [SQUAD SUPERVISOR]
SA [CASE AGENT]

[OFFICE OF ORIGIN]

Attn: SA [CASE AGENT]
[Squad] [X]

[DELIVERING DIVISION]

Attn: SSA [SQUAD SUPERVISOR]
[Squad] [X]

From: [DRAFTING DIVISION]

[APPROVING OFFICIAL]

Contact: [CASE AGENT, telephone number (000) 000-0000]

Approved By: [ADIC NAME (IF APPLICABLE)]
[SAC NAME]
[ASAC NAME]
[CDC NAME]
[SSA NAME]

DECLASSIFIED BY 65179 DMH/KSR/JM
ON 06-08-2007

(U) Drafted By: [LAST FIRST MIDDLE NAME: INITIALS]

Case ID #: ~~(S)~~ [CASE FILE NUMBER] (Pending)

(U) Title: ~~(S)~~ [SUBJECT]
[A.K.A.] [ALIAS (IF APPLICABLE)]
[IT/FCI - FOREIGN POWER]
OO: [OFFICE OF ORIGIN]

Synopsis: (U) Approves the issuance of an FCRA Section 1681v National Security Letter (NSL) for a full credit report in an international terrorism investigation; provides reporting data; and transmits the NSL for delivery to the consumer reporting agency.

(U) ~~(S)~~ Derived From: G-3

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~~SECRET~~

(U) To: ~~(S)~~ [DELIVERING DIVISION] From: [DRAFTING DIVISION]
Re: ~~(S)~~ [CASE FILE NUMBER, 00/00/2005]

Declassify On: [10 Years from Date of EC]

(U) FULL/PRELIMINARY Investigation Instituted: 00/00/2005

(U) Reference: ~~(S)~~ [CASE FILE NUMBER Serial XXX]

Enclosure(s): (U) Enclosed for [DELIVERING DIVISION] is an NSL dated [00/00/2006], addressed to [COMPANY POC NAME], [TITLE (if available)], [COMPANY NAME], [COMPANY ADDRESS - NO P.O. BOX], [CITY, STATE - NO ZIP CODE if using personal service], requesting a full consumer credit report and all information in its files relating to the consumer listed.

(U) Details: ~~(S)~~ A [FULL/PRELIMINARY] international terrorism investigation of subject, a [U.S. PERSON/NON-U.S. PERSON], was authorized in accordance with the Attorney General Guidelines because [GIVE A FULL EXPLANATION OF THE JUSTIFICATION FOR OPENING AND MAINTAINING THE INVESTIGATION ON THE SUBJECT; BAREBONES FACTS WILL NOT SUFFICE AND WILL CAUSE THE REQUEST TO BE REJECTED FOR LEGAL INSUFFICIENCY]. This full credit report is being requested to [FULLY STATE THE RELEVANCE OF THE REQUESTED RECORDS TO THE INVESTIGATION].

(U) This electronic communication documents the [APPROVING OFFICIAL's] approval and certification of the enclosed NSL. For reporting purposes, the enclosed NSL seeks [NUMBER OF] of credit reports from [CONSUMER REPORTING AGENCY A], [NUMBER OF] credit reports from [CONSUMER REPORTING AGENCY B], etc. [If you know how many credit report consumers are USPs, please state.]

(u) The enclosed NSL will be delivered personally by [DELIVERING DIVISION].

(U) Arrangements should be made with the consumer reporting agency to provide the records [personally to an employee of the DELIVERING DIVISION] within [NUMBER OF] business days of receipt of this request. The consumer reporting agency should neither send the records through routine mail delivery nor utilize the name of the subject of the request in any telephone calls to the FBI.

(U) Information received from a consumer reporting agency may be disseminated to an agency of the United States Government in accordance with the Attorney General Guidelines for FBI National Security Investigations and Foreign Intelligence Collection.

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(U) To: [DELIVERING DIVISION] From: [DRAFTING DIVISION]
Re: ~~(S)~~ [CASE FILE NUMBER, 00/00/2005]

(U) Any questions regarding the above can be directed to the [CASE AGENT, telephone number (000) 000-0000].

NONDISCLOSURE PROVISION [NEW REQUIREMENT]

[Certification and Activation of the Nondisclosure Requirement: There is no longer an automatic prohibition that prevents the recipient of a National Security Letter from disclosing that the FBI has requested the information. To activate the nondisclosure requirement, the senior FBI official approving this EC must use Option 1 below and include in the EC (but not in the NSL) a brief statement of facts that justify the nondisclosure requirement. Option 2 is to be used in all cases where Option 1 is not used.]

[Option 1 - Invoking nondisclosure requirement]

(U) In accordance with 15 U.S.C. § 1681v I, the senior official approving this EC, certify that a disclosure of the fact that the FBI has sought or obtained access to the information sought by this letter may endanger the national security of the United States, interfere with a criminal, counterterrorism, or counterintelligence investigation, interfere with diplomatic relations, or endanger the life or physical safety of a person.

(U) ~~(S)~~ Brief statement of the facts justifying my certification in this case:

OR

[Option 2 - Declining to invoke the nondisclosure requirement]

(U) I, the senior official approving this EC, have determined that the facts of this case do not warrant activation of the nondisclosure requirements under the applicable National Security Letter statute.

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~~SECRET~~

(U) To: [DELIVERING DIVISION] From: [DRAFTING DIVISION]
Re: ~~(S)~~ [CASE FILE NUMBER, 00/00/2005]

LEAD(s):

Set Lead 1: (Action)

GENERAL COUNSEL

AT WASHINGTON, DC

(U) NSLB is requested to record the appropriate information needed to fulfill the Congressional reporting requirements for NSLs.

Set Lead 2: (Info)

COUNTERTERRORISM

AT WASHINGTON, DC

(U) At [Unit] Read and Clear

Set Lead 3: (Action)

[DELIVERING OFFICE]

[AT CITY, STATE]

(U) Deliver the attached NSL as indicated above. Upon receipt of information from the credit reporting company, [DELIVERING DIVISION] is requested to submit results to [DRAFTING DIVISION] and [OFFICE OF ORIGIN, if applicable].

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~~SECRET~~

[DRAFTING DIVISION]
[STREET ADDRESS]
[CITY, STATE, ZIP CODE]
[MONTH, DAY, YEAR]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 06-08-2007 BY 65179 DMH/KSR/JW

[MR./MRS./MS.] [COMPLETE NAME OF POC]
[TITLE, IF AVAILABLE]
[NAME OF COMPANY]
[PHYSICAL STREET ADDRESS - NO P.O. BOX]
[CITY, STATE - NO ZIP CODE]

Dear [MR./MRS./MS.] [LAST NAME]:

Pursuant to Executive Order 12333, dated December 4, 1981, and 15 U.S.C. § 1681v of the Fair Credit Reporting Act (as amended), you are hereby directed to provide the Federal Bureau of Investigation (FBI) with a copy of a consumer credit report and all other information contained in your files for the below-listed consumer(s):

NAME(S):

ADDRESS(ES): [if available]

DATE(S) OF BIRTH: [if available]

SOCIAL SECURITY NUMBER(S): [if available]

In accordance with Title 15, U.S.C. § 1681v, I certify that the information sought is necessary to conduct an authorized investigation of, or intelligence or counterintelligence activities or analysis related to, international terrorism.

[Certification: The nondisclosure requirement is not an automatic feature of the NSL. If the supporting EC for this NSL included Option 1 (Invoking the Nondisclosure Requirement), then include the language in the following 3 paragraphs in the NSL.]

In accordance with 15 U.S.C. § 1681v(1), I certify that a disclosure of the fact that the FBI has sought or obtained access to the information sought by this letter may endanger the national security of the United States, interfere with a criminal, counterterrorism, or counterintelligence investigation, interfere with diplomatic relations, or endanger the life or

[MR./MRS./MS.] [COMPLETE NAME]

physical safety of a person. Accordingly, 15 U.S.C. § 1681v(1) and (3) prohibits you, or any officer, employee, or agent of yours, from disclosing this letter, other than to those to whom disclosure is necessary to comply with the letter or to an attorney to obtain legal advice or legal assistance with respect to this letter.

In accordance with 15 U.S.C. § 1681v(3), you are directed to notify any persons to whom you have disclosed this letter that they are also subject to the nondisclosure requirement and are therefore also prohibited from disclosing the letter to anyone else.

In accordance with 15 U.S.C. § 1681v(4), if the FBI asks for the information, you should identify any person to whom such disclosure has been made or to whom such disclosure will be made. In no instance will you be required to identify any attorney to whom disclosure was made or will be made in order to obtain legal advice or legal assistance with respect to this letter.

[Include the following language in all NSLs.]

In accordance with 18 U.S.C. § 3511(a) and (b)(1), you have a right to challenge this letter if compliance would be unreasonable, oppressive, or otherwise unlawful and the right to challenge the nondisclosure requirement set forth above.

In accordance with 18 U.S.C. § 3511(c), an unlawful failure to comply with this letter, including any nondisclosure requirement, may result in the United States bringing an enforcement action.

You are directed to provide records responsive to this letter **[personally to a representative of the [DELIVERING DIVISION] OR through use of a delivery service to [OFFICE OF ORIGIN] OR through secure fax]** within [xxxx] business days of receipt of this letter.

Any questions you have regarding this letter should be directed only to the **[[DELIVERING DIVISION] OR [OFFICE OF ORIGIN],_depending on whether service is personal or through a delivery service]**. Due to security considerations, you should neither send the records through routine mail service nor non-secure fax, nor disclose the substance of this letter in any telephone conversation.

[MR./MRS./MS.] [COMPLETE NAME]

Your cooperation in this matter is appreciated.

Sincerely,

[ADIC/SAC NAME]
[ASSISTANT DIRECTOR IN
CHARGE/
SPECIAL AGENT IN CHARGE]

~~SECRET~~

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 00/00/2006

To: General Counsel

Attn: Julie Thomas
Deputy General Counsel, NSLB

[COUNTERTERRORISM/
COUNTERINTELLIGENCE/CYBER]

Attn: [UNIT]

[REQUESTING OFFICE]

Attn: SSA [SQUAD SUPERVISOR]
SA [CASE AGENT]

[OFFICE OF ORIGIN]

Attn: SA [CASE AGENT]
[SQUAD] [X]

[DELIVERING DIVISION]
(if using personal service)

Attn: SSA [SQUAD SUPERVISOR]
[SQUAD] [X]

From: [DRAFTING DIVISION]

[APPROVING OFFICIAL]

Contact: [CASE AGENT, telephone number (000) 000-0000]

Approved By: [ADIC NAME, IF APPLICABLE]
[SAC NAME]
[ASAC NAME]
[CDC NAME]
[SSA NAME]

DECLASSIFIED BY 65179 DMH/KSR/JW
ON 06-06-2007

(U)

Drafted By: [LAST, FIRST MIDDLE: INITIALS]

Case ID #: ~~(S)~~ [CASE FILE NUMBER] (Pending)

(U)

Title: ~~(S)~~ [SUBJECT]
[AKA] [ALIAS, IF APPLICABLE]
[IT/FCI - FOREIGN POWER]
[OO: OFFICE OF ORIGIN]

(U)

~~(S)~~ Synopsis: Approves the issuance of an RPPA National Security Letter (NSL) for financial records; provides reporting data; and, if necessary, transmits the NSL for delivery to the financial institution.

(U)

~~(S)~~

~~Derived From : G-3
Declassify On: "[10 years from date of EC]"~~

SECRET

~~SECRET~~

(U) To: [CTD/CD] From: [DRAFTING DIVISION]
Re: ~~(S)~~ [CASE FILE NUMBER, 00/00/2005]

FULL/PRELIMINARY Investigation Instituted: (S) 00/00/2005

(U) Reference: ~~(S)~~ [CASE FILE NUMBER SERIAL XXX]

Enclosure(s): (U) Enclosed for [DELIVERING DIVISION or OFFICE OF ORIGIN, depending on whether service is personal or through restricted delivery service] is an NSL dated [00/00/2005], addressed to [COMPANY POC NAME], [TITLE (if available)], [COMPANY NAME], [COMPANY ADDRESS - NO P.O. BOX], [CITY, STATE - NO ZIP CODE if using personal service], requesting financial records of the customer listed.

(U) Details: ~~(S)~~ A [FULL/PRELIMINARY] [FOREIGN COUNTERINTELLIGENCE/INTERNATIONAL TERRORISM] investigation of subject, a [U.S. PERSON/NON-U.S. PERSON], was authorized in accordance with the Attorney General Guidelines because [GIVE A FULL EXPLANATION OF THE JUSTIFICATION FOR OPENING AND MAINTAINING THE INVESTIGATION ON THE SUBJECT; BAREBONES FACTS WILL NOT SUFFICE AND WILL CAUSE THE REQUEST TO BE REJECTED FOR LEGAL INSUFFICIENCY]. These financial records are being requested to [FULLY STATE THE RELEVANCE OF THE REQUESTED RECORDS TO THE INVESTIGATION].

(U) ~~(S)~~ This electronic communication documents the [APPROVING OFFICIAL's] approval and certification of the enclosed NSL. For mandatory reporting purposes, the enclosed NSL seeks financial records for [NUMBER OF] individual(s).

(U) Arrangements should be made with the financial institution to provide the records [personally to an employee of the DELIVERING DIVISION OR through use of a delivery service to OFFICE OF ORIGIN] within [NUMBER OF] business days of receipt of this request. The financial institution should neither send the records through routine mail service nor utilize the name of the subject of the request in any telephone calls to the FBI.

[Certification and Activation of the Nondisclosure Requirement: There is no longer an automatic prohibition that prevents the recipient of a National Security Letter from disclosing that the FBI has requested the information. To activate the nondisclosure requirement, the senior FBI official approving this EC must use Option 1 below and include in the EC (but not in the NSL) a brief statement of facts that justify the nondisclosure requirement. Option 2 is to be used in all cases where Option 1 is not used.]

[Option 1 - Invoking Nondisclosure Requirement]

(U) In accordance with 12 U.S.C. § 3414(a) I, the senior official approving this EC, certify that a disclosure of the fact that

~~SECRET~~

~~SECRET~~

(U) To: [CTD/CD] From: [DRAFTING DIVISION]
Re: ~~(S)~~ [CASE FILE NUMBER, 00/00/2005]

the FBI has sought or obtained access to the information sought by this letter may endanger the national security of the United States, interfere with a criminal, counterterrorism, or counterintelligence investigation, interfere with diplomatic relations, or endanger the life or physical safety of a person.

(U) ~~(S)~~ Brief statement of the facts justifying my certification in this case:

[Option 2 - Declining to invoke the nondisclosure requirement]

(U) I, the senior official approving this EC, have determined that the facts of this case do not warrant activation of the nondisclosure requirements under the applicable National Security Letter statute.

[Include the next 2 paragraphs in all ECs]

(U) Information received from a financial institution may be disseminated to an agency of the United States only if such information is clearly relevant to the authorized responsibilities of such agency.

(U) Any questions regarding the above can be directed to [CASE AGENT, telephone number (000) 000-0000].
LEAD(s):

~~SECRET~~

~~SECRET~~

To: [CTD/CD]

From: [DRAFTING DIVISION]

(U) Re: ~~(S)~~ [CASE FILE NUMBER, 00/00/2005]

Set Lead 1: (Action)

GENERAL COUNSEL

AT WASHINGTON, DC

(U) NSLB is requested to record the appropriate information needed to fulfill the Congressional reporting requirements for NSLs.

Set Lead 2: (Info)

[COUNTERTERRORISM/COUNTERINTELLIGENCE/CYBER]

AT WASHINGTON, DC

(U) At [Unit] Read and Clear

Set Lead 3: (Action)

[DELIVERING DIVISION - if using personal service]

[AT CITY, STATE]

(U) Deliver the attached NSL as indicated above. Upon receipt of information from the financial institution, [DELIVERING DIVISION] is requested to submit results to [DRAFTING DIVISION] and [OFFICE OF ORIGIN, if applicable].

◆◆

~~SECRET~~

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 06-06-2007 BY 65179 DMH/KSR/JG

[DRAFTING DIVISION]
[STREET ADDRESS]
[CITY, STATE, ZIP CODE]
[MONTH DAY, YEAR]

[MR./MRS/MS.] [COMPLETE POC NAME]
[TITLE, IF AVAILABLE]
[COMPANY NAME]
[PHYSICAL STREET ADDRESS - NO P.O. BOX]
[CITY, STATE - NO ZIP CODE]

DEAR [MR./MRS./MS.] [LAST NAME]:

Under the authority of Executive Order 12333, dated December 4, 1981, and pursuant to Title 12, United States Code (U.S.C.), Section 3414(a)(5), you are hereby directed to produce to the Federal Bureau of Investigation (FBI) all financial records pertaining to the customer(s) and/or accounts listed below:

NAME(S) [if available]
ACCOUNT NUMBER(s): [if available]
SOCIAL SECURITY NUMBER(S): [if available]
DATE(S) OF BIRTH: [if available]
[FOR PERIOD FROM INCEPTION TO PRESENT]
or
[FOR PERIOD FROM [SPECIFIC DATE] TO [SPECIFIC DATE]
or [PRESENT]]

Please see the attachment following this request for the types of information that your financial institution might consider to be a financial record.

In accordance with Title 12, U.S.C. Section 3414(a)(5)(A), I certify that the requested records are sought for foreign counterintelligence investigation purposes to protect against international terrorism or clandestine intelligence activities, and that such an investigation of a United States person is not conducted solely on the basis of

NSL VIO-15914

[MR./MRS./MS./ COMPLETE NAME]

activities protected by the First Amendment to the Constitution of the United States.

In accordance with Title 12, U.S.C., Section 3403(b), I certify that the FBI has complied with all applicable provisions of the Right to Financial Privacy Act.

[Certification: The nondisclosure requirement is not an automatic feature of the NSL. If the supporting EC for this NSL included Option 1 (Invoking the Nondisclosure Requirement) then include the language in the following 3 paragraphs in the NSL.]

In accordance with 12 U.S.C. § 3414(a)(5)(D), I certify that a disclosure of the fact that the FBI has sought or obtained access to the information sought by this letter may endanger the national security of the United States, interfere with a criminal, counterterrorism, or counterintelligence investigation, interfere with diplomatic relations, or endanger the life or physical safety of a person. Accordingly, 12 U.S.C. § 3414(a)(5)(D) prohibits you, or any officer, employee, or agent of yours, from disclosing this letter, other than to those to whom disclosure is necessary to comply with the letter or to an attorney to obtain legal advice or legal assistance with respect to this letter.

In accordance with 12 U.S.C. § 3414(a)(5)(D)(iii), you are directed to notify any persons to whom you have disclosed this letter that they are also subject to the nondisclosure requirement and are therefore also prohibited from disclosing the letter to anyone else.

In accordance with 12 U.S.C. § 3414(a)(5)(D)(iv), if the FBI asks for the information, you should identify any person to whom such disclosure has been made or to whom such disclosure will be made. In no instance will you be required to identify any attorney to whom disclosure was made or will be made in order to obtain legal advice or legal assistance with respect to this request.

[Include the following language in all NSLs.]

In accordance with 18 U.S.C. § 3511(a) and (b)(1), you have a right to challenge this request if compliance would be unreasonable, oppressive, or otherwise unlawful and the right to challenge the nondisclosure requirement set forth above.

In accordance with 18 U.S.C. § 3511(c), an unlawful failure to comply with this letter, including any nondisclosure

[MR./MRS./MS./ COMPLETE NAME]

requirement, may result in the United States bringing an enforcement action.

You are requested to provide records responsive to this request [personally to a representative of the [DELIVERING DIVISION]_OR through use of a delivery service to the [OFFICE OF ORIGIN] OR through secure fax] within [xxxx] business days of receipt of this request.

Any questions you have regarding this request should be directed only to the [[DELIVERING DIVISION] OR [OFFICE OF ORIGIN],_depending on whether service is personal or through a delivery service or fax]. Due to security considerations, you should neither send the records through routine mail service nor disclose the substance of this request in any telephone conversation.

Your cooperation in this matter is greatly appreciated.

Sincerely,

[ADIC/SAC NAME]
[ASSISTANT DIRECTOR IN
CHARGE/
SPECIAL AGENT IN CHARGE]

~~SECRET/ORCON/NOFORN//FISA~~

FEDERAL BUREAU OF INVESTIGATION

Precedence: PRIORITY

Date: 09/27/2006

To: General Counsel

Attn: Julie Thomas
Deputy General Counsel, NSLB

From: Counterterrorism
CXSE/ECAU/Room 4343

Contact: IA Best D. Analyst, 202/your phone

Approved By: Billy Joseph Jr
Frahm Charles E
Love Jennifer Smith
Wall Thomas S
Sheldon Kristen L
Your SSA

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

DATE: 06-08-2007
CLASSIFIED BY 68179 DMH/KSR/JW
REASON: 1.4 (C)
DECLASSIFY ON: 06-08-2032

Drafted By: Analyst Best D:bda

(U) ~~b1~~ **Case ID #:** (S) [Redacted] (Pending)

(S) File number which is a PI or FF (Pending)

(U) **Title:** (S) ELECTRONIC COMMUNICATIONS ANALYSIS
NATIONAL SECURITY/PATRIOT ACT LETTER MATTERS

(U) (S) Title of file number which is a PI or FF

Synopsis: (U) Requests the issuance of an Electronic Communications Privacy Act ("ECPA") National Security Letter (NSL) for subscriber and transactional records information.

(U) ~~(S)~~ **Derived From:** G-3
Declassify On: X1

(U) **Full Investigation Initiated:** XX/XX/200X

or

(U) **Preliminary Investigation Initiated:** XX/XX/200X, set to expire XX/XX/200X.

Administrative: (S) This document is classified SECRET/ORCON/NOFORN//FISA. Portions of this document carrying classification markings may not be incorporated into any criminal affidavit, criminal court proceeding or unclassified

~~SECRET/ORCON/NOFORN~~

To: General Counsel From: Counterterrorism
Re: (S) [redacted] 09/27/2006

b1

investigative file. The information in this document is intended to be used for lead or background purposes only.

[redacted]

b2
b7E

(U) ~~(S)~~ [redacted]

b2
b7E

(U) ~~(S)~~ [redacted]

b1

(U) ~~(S)~~ **Details:** A [FULL/PRELIMINARY] [INTERNATIONAL/FOREIGN COUNTERINTELLIGENCE] investigation of XX, the subject of the captioned case, a [USPER/NON-USPER], was authorized in accordance with the Attorney General Guidelines because [Give a full explanation of the justification for opening and maintaining an investigation of the subject; barebones facts will not suffice and will cause the request to be rejected for lack of legal sufficiency].

(U) ~~(S)~~ Articulate the connection between the email address you are requesting an NSL upon and the subject listed above.

(U) ~~(S)~~ ECAU requests a NSL be issued to for the email address XXXX in order to [Fully state the relevance of the requested records to the investigation]. This email address was verified and preserved on XX/XX/200X.

(U) ~~(S)~~ It is requested that NSLB issue a NSL to XXX for subscriber and transactional records pertaining to the email address XXXX.com.

~~SECRET/ORCON/NOFORN~~

To: General Counsel From: Counterterrorism
Re: (S) 09/27/2006

b1

(U) ~~(S)~~ It is further requested that NSLB ensure the records obtained from XXX are submitted to FBIHQ, CTD/CXS/ECAU, Room 4343, IA Best D. Analyst.

~~SECRET/ORCON/NOFORN~~

~~SECRET/ORCON/NOFORN~~

To: General Counsel From: Counterterrorism
Re: (S) [REDACTED] 09/27/2006

b1

LEAD(s):

Set Lead 1: (Action)

GENERAL COUNSEL

AT WASHINGTON, DC

(U) ~~(S)~~ This electronic communication requests NSLB prepare a National Security Letter (NSL) to obtain subscriber and transactional records associated with the email address XX, which was verified and preserved on XX/XX/2006. The NSL should be directed to XX (name of the ISP) at address of ISP. Results of the NSL should be submitted to FBIHQ, CTD/CXS/ECAU, Room 4343, IA Best D. Analyst.

◆◆

~~SECRET/ORCON/NOFORN~~



~~SECRET~~

U.S. Department of Justice

Federal Bureau of Investigation

Washington, D. C. 20535-0001

October 20, 2006

(S)

[Redacted]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

DATE: 06-07-2007
CLASSIFIED BY: 65179 DMH/KSR/JU
REASON: 1.4 (C)
DECLASSIFY ON: 06-07-2032

Re:

[Redacted]

b1
b6
b7C
b7D

[Redacted]

(S)

Sincerely,

b6
b7C

[Redacted]

Unit Chief
Communications Analysis Unit

By:

Supervisory Special Agent

~~SECRET~~

NSL VIO-15923



own expense and without prejudice to AT&T or AT&T continued provisioning of the Service to CUSTOMER or others, all claims or suits against AT&T covered by the exceptions in the preceding sentence and shall immediately cease any activity which gives rise to the alleged infringement. The indemnifying party will also pay damages and costs that by final judgment may be assessed against the indemnified party due to infringement by the indemnifying party.

11.2 Whenever AT&T is responsible under Section 11.1, AT&T may at its option either procure the right for CUSTOMER to continue using, or may replace or modify the alleged infringing Service so that the Service becomes non-infringing, but if those alternatives are not reasonably achievable, AT&T may terminate the affected Attachment without liability other than as stated in Section 11.1.

11.3 The indemnified party under this Article 11: (i) must notify the other party in writing promptly upon learning of any claim or suit for which indemnification may be sought, provided that failure to do so shall have no effect except to the extent the other party is prejudiced thereby; (ii) shall have the right to participate in such defense or settlement with its own counsel and at its sole expense, but the other party shall have control of the defense or settlement; and (iii) shall reasonably cooperate with the defense.

12.0 GENERAL PROVISIONS

12.1 Any supplement, modification or waiver of any provision of this Agreement must be in writing and signed by authorized representatives of both parties. A waiver by either party of any breach of this Agreement shall not operate as a waiver of any other breach of this Agreement.

12.2 This Agreement may not be assigned by either party without the prior written consent of the other, except that either party may, without the other party's consent, assign this Agreement or any Attachment to a present or future Affiliate or successor, provided that any such assignment by CUSTOMER shall be contingent upon AT&T determining the assignee to be creditworthy and in compliance with any eligibility criteria for the Services. AT&T may subcontract work to be performed under this Agreement, but shall retain responsibility for all such work.

12.3 If any portion of this Agreement is found to be invalid or unenforceable, the remaining provisions shall remain in effect and the parties shall promptly negotiate to replace invalid or unenforceable portions that are essential parts of this Agreement.

12.4 All notices under this Agreement shall be in writing and either mailed by certified or registered mail, postage prepaid return receipt requested, sent by express courier or hand delivered and addressed to each party at the address set forth on the cover page of this Agreement or, if the notice relates to a specific Attachment, the address set forth in such Attachment, or such other address that a party indicates in writing.

12.5 Issues concerning construction, interpretation and performance of this Agreement shall be governed by the substantive law applicable to the FBI as an agency of the Federal government. The United Nations Convention on Contracts for International Sale of Goods shall not apply.

12.6 This Agreement does not provide any third party (including Users) with any remedy, claim, liability, reimbursement, cause of action or other right or privilege.

12.7 All disputes, controversies or claims, whether based in contract, tort, statute, fraud, misrepresentation or any other legal theory, arising out of or relating to these terms and conditions and the Services provided hereunder shall be subject to FAR 52.233-1 (DISPUTES) (DEC 1998).

12.8 The respective obligations of CUSTOMER and AT&T, which by their nature would continue beyond the termination or expiration of any Attachment or this Agreement, including, without limitation, the obligations regarding confidentiality, publicity and Marks, and limitations of liability shall survive termination or expiration.



12.9 THIS AGREEMENT CONSTITUTES THE ENTIRE AGREEMENT BETWEEN THE PARTIES WITH RESPECT TO THE SERVICES. THIS AGREEMENT SUPERSEDES ALL PRIOR AGREEMENTS, PROPOSALS, REPRESENTATIONS, STATEMENTS OR UNDERSTANDINGS, WHETHER WRITTEN OR ORAL, OR THE RIGHTS AND OBLIGATIONS RELATING TO THE SERVICES. THIS AGREEMENT SHALL NOT BE CONTRADICTED, OR SUPPLEMENTED BY ANY WRITTEN OR ORAL STATEMENTS, PROPOSALS, REPRESENTATIONS, ADVERTISEMENTS, SERVICE DESCRIPTIONS OR CUSTOMER PURCHASE ORDER FORMS NOT EXPRESSLY SET FORTH IN THIS AGREEMENT OR AN ATTACHMENT.

